

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

Attorney Docket No.

20066-05

U.S. Application No. (If known, see 37 CFR 1.55)

**09/101723**

International Application No.  
PCT/IL97/00012 ✓

International Filing Date  
08 JAN 1997 ✓

Priority Date Claimed  
08 JAN 1996 ✓

TITLE OF INVENTION: ELECTRICAL MUSCLE CONTROLLER

APPLICANT(S) FOR DO/EO/US: Shlomo BEN-HAIM, Nissim DARVISH, Maier FENSTER, Mika YUVAL ✓

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information.

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☒ has been transmitted by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - b. ☐ have been transmitted by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ A Power of Attorney/Declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11. to 16. Below concern other document(s) or information included:**

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☒ A change of power of attorney and/or address letter.
17. ☒ Other items or information: Amendment Under Article 34; Response to Written Opinion; International Preliminary Examination Report

U.S. Application No. (If known, see 37 C.F.R. 1.50)				Int'l Appln. No. PCT/IL97/00012	Atty. Docket No. 20066-05
17. <input checked="" type="checkbox"/> The following fees are submitted:				CALCULATIONS	PTO USE ONLY
<b>BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):</b> where Search Report has been prepared by the EPO or JPO ..... \$ 930 \$					
where International preliminary examination fee has been paid to USPTO (37 CFR 1.482) ..... \$ 720 \$					
where NO International preliminary examination fee has been paid to USPTO (37 CFR 1.482) but International search fee has been paid to USPTO (37 CFR 1.445(a)(2)) ..... \$ 790 \$ 790.00					
where Neither International preliminary examination fee (37 CFR 1.482) Nor International Search fee (37 CFR 1.445(a)(2)) has been paid to USPTO ..... \$ 1070 \$					
where International preliminary examination fee has been paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4) ..... \$ 98 \$					
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$	
Surcharge of \$130.00 for furnishing the oath or declaration later then <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e))				\$	
Claims	Number Filed	Number Extra	Rate		
Total Claims	58	- 20 = 38	X \$22.00	\$ 836.00	
Independent Claims	18	- 3 15	X \$82.00	\$1230.00	
Multiple dependent claims(s) (if applicable) Yes			+ \$270.00	\$ 270.00	
TOTAL OF ABOVE CALCULATIONS =				\$3126.00	
<input checked="" type="checkbox"/> Reduction by 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed. (37 CFR 1.9, 1.27, 1.28)				\$	
SUBTOTAL =				\$3126.00	
Processing fee of \$130.00 for furnishing the English translation later the <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	
TOTAL NATIONAL FEE =				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	
TOTAL FEES ENCLOSED =				\$3126.00	
				Amount to be refunded:	\$
				Charged:	\$

U.S. Application No. (If known, see 37 C.F.R. 1.50)	International Appln. No. PCT/IL97/00012	Atty. Docket No. 20066-05
---	--	------------------------------

a. ☐ A check in the amount of \$ .00 is enclosed to cover the above filing fee.

b. ☒ Please charge my Deposit Account No. 03-3415 in the amount of \$ 3126.00 to cover the above fees. A duplicate of this sheet is enclosed.

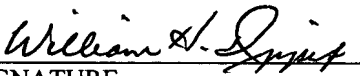
c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-3415. A duplicate copy of this sheet is enclosed.

**NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.**

**SEND ALL CORRESPONDENCE TO:**

William H. Dippert, Esq.  
Attorney for Applicant  
COWAN, LIEBOWITZ & LATMAN  
1133 Avenue of the Americas  
New York, New York 10036

Tel No. (212) 790-9200

  
SIGNATURE

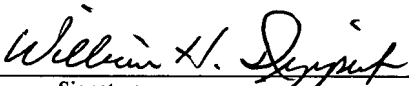
William H. Dippert  
NAME

26,723  
REGISTRATION NO.

EXPRESS MAIL CERTIFICATE 37 C.F.R. 1.10  
DATE OF DEPOSIT: July 8, 1998  
EXPRESS MAIL LABEL NO.: EL007665892US

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to Commissioner of Patents & Trademarks, Washington, D.C. 20231.

William H. Dippert  
Printed Name of Person  
Mailing Paper and/or Fee

  
Signature